

Project No: Varies
Project Name: Varies

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**AMENDMENT NO. 4 TO AGREEMENT
FOR CONSULTATION OR OTHER SERVICES**

This Amendment is entered into this 15th day of March, 2005, by and between the City of Milpitas, a municipal corporation of the State of California (hereafter referred to as "CITY") and GSS Consulting (GSS), (hereafter referred to as "CONSULTANT").

RECITALS

WHEREAS, the parties entered into an Agreement for professional consulting for various Capital Improvement Projects, on August 5, 2003; and

WHEREAS, the parties amended said Agreement in January, May and November 2004; and

WHEREAS, the parties desire to further amend the Agreement to allow CONSULTANT to provide professional services necessary to provide consulting services for various Capital Improvement Projects,

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained, the parties agree to amend the Agreement as follows:

1. The first sentence in Section 1.1, entitled "Term of Services", is amended to read as follows.

The term of this Agreement shall end on December 31, 2005, and Consultant shall complete work described in Exhibits A, AM-1-A, 2-A, 3-A and 4-A prior to that date, unless the term of the Agreement is otherwise terminated or extended as provided in Section 8.

2. Section 2, entitled "Compensation" is amended by adding "Exhibit AM-4-A", entitled "Scope of Services" as new services to be provided under this Agreement and Exhibit AM-4-C entitled "Fee Proposal" as fees for said new services to be provided under this Agreement, which are attached hereto and incorporated by reference herein.

3. Section 2, entitled "Compensation" is amended by adding the following language to the first paragraph:

The compensation for new services to be provided under the Agreement as identified in this Amendment, and as set forth in Exhibit AM-4-A, is a "not to exceed" amount. The total maximum amount of compensation to be paid for tasks outlined in Exhibit AM-4-A and AM-4-C shall be One Hundred Nineteen Thousand Six Hundred Dollars (\$119,600.00).

4. All other provisions of the Agreement shall remain in full force and effect.

This Amendment is executed as of the date written above.

APPROVED BY:

CITY OF MILPITAS:

CONSULTANT:

City Engineer as to Content

GSS Consulting

City Attorney as to Form

City Manager

ATTESTED BY:

City Clerk

**EXHIBIT AM-4-A
SCOPE OF SERVICES**

SERVICES PROVIDED BY SENIOR PROJECT MANAGER

Highway 237/I-880 Interchange, Project 4170

Tasks:

- Review conceptual landscape designs
- Provide input on landscape features and plant palette
- Attend interagency meetings and charettes as requested
- Review project documentation as requested

Coyote Creek Trail, Reach 1, Project 4206

Tasks:

- Provide project management support
- Provide consultant contract administration
- Provide construction technical support and submittal review
- Coordinate required wildlife surveys
- Coordinate sign placard design
- Review clarifications, change orders and construction documentation
- Assist City in meeting regulatory and CEQA requirements
- Provide grant administration support: SCVWD, TFCA, ABAG grants
- Provide agreement administration: SCVWD joint use & cost share agreements

Berryessa Creek Trail, Reach 3, Project 5074

Tasks:

- Provide construction and post construction project management support
- Assist with regulatory and environmental compliance
- Assist with grant requirement compliance
- Provide coordination with agencies and funders
- Assist with preparation of sign package

Penitencia Creek Trail Feasibility Study, Project 5080

Tasks:

- Assist in developing scope for request for proposals
- Assist in consultant qualifications review
- Provide input on creek trail issues, constraints, opportunities
- Review project documents
- Attend project meetings as requested

Corporation Yard Relocation & Pump Station Site Improvements, Project 6079

Tasks:

- Provide Phase I construction support during demolition and hazardous material remediation activities
- Provide project management and technical support
- Administer consultant contracts
- Assist City with regulatory compliance
- Coordinate design of Phase II site improvements
- Coordinate with stakeholders and involved agencies
- Assist in preparation of bid documents
- Assist City in securing & administering permits/approvals
- Assist in addressing property ownership aspects and/or securing easements
- Review documents and reports
- Assist with project reporting

Milpitas Sports Center Improvements, Project 8149

Tasks:

- Assist with environmental clearance process, review environmental documents, review traffic/environmental studies, assist in conducting public review process
- Review project documentation
- Provide technical support for Phase I improvements

Library Utility Improvements, Project 8153

Tasks:

- Provide project management support
- Assist City in meeting regulatory and environmental requirements
- Provide support for coordination efforts with affected owners and tenants

Midtown Parking Garage Design, Project 8161

Tasks:

- Provide assistance with site investigation, preparation and remediation activities on parking garage parcels
- Provide support for site testing and reporting and environmental compliance tasks
- Provide technical support
- Provide project management support
- Provide assistance with regulatory requirements
- Review concepts, studies, plans and reports as requested

Library Design, Project 8162

Tasks:

- Provide assistance with environmental site investigation and preparation activities as needed
- Provide assistance in reviewing grant opportunities
- Provide technical support on environmental issues

Main Street Midtown Improvements, Project 8165

Tasks:

- Provide project management support
- Review plans, reports and documents as requested
- *Provide technical support during design process*
- Provide assistance with regulatory and environmental requirements as needed

Well Upgrade Program, Project 7076

Tasks:

- Secure background info & confirm status of well at main pump station site
- Coordinate with SCVWD regarding well procedures & records
- Assist in preparation & execution of well abandonment at pump station

. . GSS CONSULTING . .

EXHIBIT AM-4-C
FEE PROPOSAL
(BY PROJECT)

Project Name: City of Milpitas, Consulting Services
 Proposal Number: 03-102
 Date: March 1, 2005

No. **Staff Time Estimates**

No.	Project Number	Task	Personnel Hours by Task						Subtask Cost
			Principal	Sr. Project Mgr. II, G. Seeds		Tech. Support III	Tech. Support II	Admin. Support	Total Fee
1	4170	Hwy. 237/I-880 Interchange		50					\$4,600
2	4206	Coyote Creek Trail, Reach 1		250					\$23,000
3	5074	Berryessa Creek Trail, Reach 3		35					\$3,220
4	5080	Penitencia Creek Trail Feasibility Study		40					\$3,680
5	6079	Main Sewage Pump Station Site Imps		325					\$29,900
6	7076	Well Upgrade Program		50					\$4,600
7	8149	Milpitas Sports Center Imps. Phase I		75					\$6,900
8	8153	Library Utility Improvements		125					\$11,500
9	8161	Midtown Parking Garage Design		150					\$13,800
10	8162	Library Design		50					\$4,600
11	8165	Main Street Midtown Improvements		100					\$9,200
Totals				1250					\$115,000